



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: D. SCHMOUTZ et al.

Application No.: 09/617,930

Group Art Unit: 1761

Filed: August 16, 2000

Examiner: L. Tran

For: CONFECTIONERY PRODUCT
COMPRISING VEGETABLE SOLIDS

Attorney Docket No.: 88265-340

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AMENDMENT

Box Non-Fee Amendment

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office Action mailed June 4, 2002, Applicants submit the following amendments and remarks for entry into the above-identified application.

IN THE CLAIMS

Please amend the claims as follows:

1. (Three Times Amended) A confectionery product comprising:
a mixture of at least 25% by weight of solid fat which consists essentially of cocoa butter or a derivative thereof, vegetable fat, or a combination thereof, and
at least 15% by weight of non-cereal vegetable solids finely ground to a size of about 80 microns or less that are dispersed in a continuous fat phase of the solid fat which serves as a matrix for the vegetable solids to form a stable shape for the product and to impart a confectionery texture to the product.

10. (Twice Amended) The confectionery product according to claim 1, wherein the fat consists of cocoa butter, cocoa butter equivalent, cocoa butter replacer, crystallizable vegetable fat, and mixtures thereof.

39. (Twice Amended) A confectionery product comprising a mixture of solid fat in an amount of at least 25% by weight, which consists essentially of cocoa butter or